

12/21/07  
WILLIE WEAVER  
J-91389 B-2-210  
PELICAN BAY STATE  
PRISON P.O. BOX 7000  
CRESCENT CITY, CA,  
95531.

WILLIE WEAVER,  
  
PLAINTIFF,  
  
VS.

INTERNAL AFFAIRS  
CLERK U.S. DISTRICT  
COURT NORTHER DISTRICT  
CLERK RICHARD  
WIEKING ELIZABETH  
GARCIA DEFENDANTS

Filed

JAN 07 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

IN THE UNITED STATES  
DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF  
CALIFORNIA

CASE NO. C-07-4202

AFFIDAVIT FOR ENTRY  
OF DEFAULT

YOUR HONORABLE JUDGE:  
OFFICE OF THE CLERK:

WILLIE WEAVER, BEING DULY SWORN  
DEPOSES AND SAYS:

1. I AM A PLAINTIFF HERE IN.
2. THE MOTION TO VACATE JUDGEMENT  
HERE IN WAS FILED ON THE 10/15/07
3. MORE THAN 60 DAYS HAVE ELAPSED  
SINCE THE DATE ON WHICH THE  
SAID DEFENDANT(S) HERE IN WERE  
SERVED WITH COPY'S OF MOTION  
TO VACATE JUDGEMENT.  
EXCLUDING THE DATE THERE OF.

(1)

YOUR HONORABLE JUDGE;  
THE DEFENDANT HAVE FAILED TO  
ANSWER TO OTHERWISE DEFEND AS  
TO PLAINTIFF MOTION TO VACATE  
JUDGEMENT,  
OR SERVE A COPY OF ANY ANSWER  
OR DEFENSE WHICH IT MIGHT  
HAVE HAD, UPON AFFIANT OR ANY  
OTHER PLAINTIFF HEREIN.

4. DEFENDANT(S) ARE NOT IN THE  
MILITARY SERVICE AND ARE NOT  
INFANTS OR INCOMPETENTS  
5. THIS AFFIDAVIT IS EXECUTED  
IN ACCORDANCE WITH RULE NO.  
55 (A) OF THE FEDERAL RULE OF  
CIVIL PROCEDURE, FOR THE  
PURPOSE OF ENABLING THE  
DEFENDANT(S) HEREIN, FOR THEIR  
FAILURE TO ANSWER OR OTHER  
WISE DEFEND AS TO THE PLAINT-  
-IFF MOTION TO VACATE  
JUDGEMENT.

RESPECTFULLY SUBMITTED  
Willip Weaver  
SIGNATURE

I DECLARE UNDER PENALTY OF  
PERJURY THAT THE FORGOING IS  
TRUE AND CORRECT.